

Applicants : BERMUDES, et al.
Application No. : Not Yet Known
Filing Date : Herewith
Page : 7

INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. §1.56, Applicants would like to direct the Examiner's attention to the add item of U.S. Patent Application No. 10/076,117 on the Information Disclosure Statement (IDS), hereto attached on Form PTO/SB/08A as **Exhibit A** and the Notice of References Cited (PTO-892) as **Exhibit B**. If the Examiner would like a copy of any of the listed references, Applicants would be pleased to submit said requested references.

In **Exhibit A**, the reference listed as follow:

1. U.S. Patent Application No. 10/076,117, filed on February 13, 2002

In **Exhibit B**, the references listed as follows:

1. U.S. Patent No. 6,054,312, April 25, 2000, Larocca et al., "Receptor-Mediated Gene Delivery Using Bacteriophage Vectors"
2. PCT Patent Publication No. WO 96/40238, December 19, 1996, John Pawelek, David Bermudes and Kenneth Low, "Vectors for the Diagnosis and Treatment of Solid Tumors including Melanoma"
3. Molecular Cloning A Laboratory Manual 2nd Edition, 1989, pp. 4.12-4.13, 4.17-4.20, Sambrook et al., "Single-stranded, Filamentous Bacteriophage Vectors"
4. Cancer Research 57:4537-4544, October 15, 1997, Pawelek et al., "Tumor-targeted Salmonella as a Novel Anticancer Vector"
5. Science 278: 1041-1042, November 7, 1997, Trisha Gura, "Systems for Identifying New Drugs Are Often Faulty"
6. The Lancet Vol. 351, pp. 346, January 31, 1998, Peter Mitchell, "Vector problems still thwart gene-therapy promise"

Applicants : BERMUDES, et al.
Application No. : Not Yet Known
Filing Date : Herewith
Page : 8

7. The Lancet Vol. 354, pp. 1364, October 16, 1999, Dorothy Bonn, "Gene-directed cancer therapy starts to find its way"

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee is deemed necessary in connection with the filing of this Preliminary Amendment and Information Disclosure Statement. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted,

Albert Wai Kit Chan

Albert Wai-Kit Chan
Registration No. 36,479
Attorney for Applicants
Law Offices of
Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357
Tel: (718) 357-8836
Fax: (718) 357-8615
E-mail: kitchenlaw@aol.com

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	Not Yet Known
Filing Date	Herewith
First Named Inventor	David Bermudes
Art Unit	1636
Examiner Name	Nancy Vogel
Attorney Docket Number	872-A-US

Sheet	1	of	1
-------	---	----	---

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Notice of References Cited	Application/Control No. 10/076,117	Applicant(s)/Patent Under Reexamination BERMUDES ET AL.	
	Examiner Nancy Vogel	Art Unit 1636	Page 1 of 2

U.S. PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
A	US-8,054,312	04-2000	Larocca et al.	435/320.1
B	US-			
C	US-			
D	US-			
E	US-			
F	US-			
G	US-			
H	US-			
I	US-			
J	US-			
K	US-			
L	US-			
M	US-			

FOREIGN PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
N	WO 96/40238	12-1996	WIPO	Pawelek et al.	--
O					
P					
Q					
R					
S					
T					

NON-PATENT DOCUMENTS

	Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
U	Sambrook et al. (1989) Molecular Cloning A Laboratory Manual 2 nd Ed., Cold Spring Harbor Laboratory Press, pp. 4.12-4.13, 4.17-4.20
V	Pawelek et al. (1997) Cancer Res. 57:4537-4544.
W	Gura (1997) Science 278:1041-1042.
X	Mitchell (1998) Lancet 351:1364.

A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
 Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Notice of References Cited

Application/Control No.

10/076,117

Applicant(s)/Patent Under
Reexamination
BERMUDES ET AL.

Examiner

Nancy Vogel

Art Unit

1636

Page 2 of 2

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-			
	B	US-			
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	Bonn, The Lancet, Vol. 354, page 1364, 1999.
	V	
	W	
	X	

A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
ates in MM-YYYY format are publication dates. Classifications may be US or foreign.